

10/553457

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PATENT

Practitioner's Docket No.: 327_106

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Thomas Böhm et al.

Serial No.: Not Assigned

Art Unit: Not Assigned

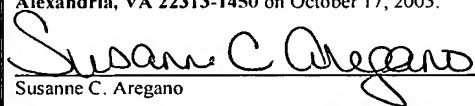
Filed: Concurrently Herewith

Examiner: Not Assigned

For: LEAK DETECTOR

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Commissioner for Patents
P.O. Box 1450
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I hereby certify that this correspondence is being deposited with the United States Postal Service using the Express Mail Post Office To Addressee service per 37 CFR 1.10 under Express Mail No. EV 434566042 US addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 17, 2005.


Susanne C. Aregano

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56 and 37 C.F.R. §§1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the foreign reference listed on the attached Form PTO-1449. A copy of the foreign reference listed on Form PTO-1449 is attached.

In compliance with the concise explanation requirements under 37 CFR §1.98(a)(3) for foreign language documents, Applicants now herein enclose herewith a copy of an English-language Abstract or the US equivalent patent, as noted on the attached Form 1449.

Also enclosed is a copy of an International Search Report bearing a mailing date of March 4, 2005, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

37 CFR 1.98(a)(3)(ii) states that if no translation is submitted, the Examiner will consider the information in view of the concise explanation and insofar as it is understood on its face, e.g., drawings, chemical formulas, English language abstracts, in the same manner that non-English language information in Office search files is considered by examiners in conducting searches. "The duty of candor does not require that the applicant translate every foreign reference, but only that the applicant refrain from submitting partial translations and concise explanations that it knows will misdirect the examiner's attention from the reference's relevant teaching". 204F.3d at 138, 54 USPQ2d at 1008.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. See 37 C.F.R. §1.104(a) and §1.105 concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date or (2) before the mailing date of the first Office action on the merits (whichever is later), and therefore no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The Director is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.

Respectfully submitted,

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Form PTO 1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT	Atty Docket No. 327_106		10/553457
	Applicant Thomas Böhm et al.		Serial No. Not Assigned
	Filing Date Concurrently Herewith		Group Not Assigned

U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Class	Sub Class	Filing Date
	AA	3,520,176	July 14, 1970	Becker			
	AB	4,919,599	April 24, 1990	Reich et al.			

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	AC	0 283 543 (with Corresponding U.S. Patent 4,779,449)	September 28, 1988	EP			X	X

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages Etc.)

Examiner	Date Considered	

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.